

H-8220

1 Amend the amendment, H-8213, to House File 2462 as
2 follows:

3 1. By striking page 1, line 4, through page 2, line
4 4, and inserting:

5 <<Section 1. NEW SECTION. 22.13A Personnel
6 settlement agreements — executive branch employers.

7 1. For purposes of this section:

8 a. "*Executive branch employer*" means the executive
9 branch of state government, which includes any unit
10 of state government, including but not limited to an
11 authority, board, commission, committee, council,
12 department, or independent agency as defined in section
13 7E.4, each principal central department enumerated
14 in section 7E.5; and the office of the governor.

15 "*Executive branch employer*" does not include the office
16 of an elective constitutional or statutory officer that
17 is not the office of the governor.

18 b. "*Personnel settlement agreement*" means a binding
19 legal agreement between an employee and the employee's
20 executive branch employer to resolve a personnel
21 dispute including but not limited to a grievance.

22 "*Personnel settlement agreement*" does not include an
23 initial decision by an employee's immediate supervisor
24 concerning a personnel dispute or grievance.

25 2. a. For personnel settlement agreements with an
26 employee of an executive branch employer, excluding an
27 employee of the state board of regents or institution
28 under the control of the state board of regents,
29 the personnel settlement agreement shall, to the
30 extent consistent with any provision of an applicable
31 collective bargaining agreement, be reviewed and
32 approved as to form by the attorney general or by
33 the attorney general's designee, and approved by the
34 director of the department of management, the director
35 of the department of administrative services, and the
36 head of the agency or office involved with the matter
37 at issue.

38 b. For personnel settlement agreements with an
39 employee of the state board of regents or institution
40 under the control of the state board of regents,
41 the personnel settlement agreement shall, to the
42 extent consistent with any provision of an applicable
43 collective bargaining agreement, be reviewed and
44 approved as to form by the attorney general or by
45 the attorney general's designee, and approved by the
46 executive director of the state board of regents and
47 the head of the institution involved with the matter
48 at issue.

49 c. For personnel settlement agreements with an
50 employee of an executive branch employer subject to

1 review and approval pursuant to the requirements of a
2 collective bargaining agreement that are inconsistent
3 with the requirements of this subsection, a report on
4 the personnel settlement agreement shall be provided to
5 those persons who would otherwise review or approve the
6 personnel settlement agreement for that employee.

7 3. Personnel settlement agreements shall not
8 contain any confidentiality or nondisclosure provision
9 that attempts to prevent the disclosure of the
10 personnel settlement agreement.

11 4. All personnel settlement agreements shall be
12 made easily accessible to the public on an internet
13 site maintained as follows:

14 a. For personnel settlement agreements with an
15 employee of an executive branch employer, excluding an
16 employee of the state board of regents or institution
17 under the control of the state board of regents, by the
18 department of administrative services.

19 b. For personnel settlement agreements with an
20 employee of the state board of regents or institution
21 under the control of the state board of regents, by the
22 state board of regents.>

23 2. Page 2, by striking lines 12 through 16 and
24 inserting:

25 <__. Title page, line 2, by striking <and
26 disciplinary actions>

27 ____. Title page, line 3, by striking <and
28 retroactive applicability>>

29 3. By renumbering as necessary.

GAINES of Polk

ABDUL-SAMAD of Polk

ANDERSON of Polk

BERRY of Black Hawk

COHOON of Des Moines

GASKILL of Wapello

HANSON of Jefferson

HUNTER of Polk

ISENHART of Dubuque

JACOBY of Johnson

KEARNS of Lee

KRESSIG of Black Hawk

LENSING of Johnson

H. MILLER of Webster

MUHLBAUER of Crawford

OLDSON of Polk

PRICHARD of Floyd

RUFF of Clayton

M. SMITH of Marshall

STAED of Linn

STECKMAN of Cerro Gordo

STUTSMAN of Johnson

T. TAYLOR of Linn

THEDE of Scott

THOMAS of Clayton

WESSEL-KROESCHELL of Story

WINCKLER of Scott

WOLFE of Clinton